

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DAVID PRESTON GEORGE,

Defendant.

Case No. 3:24-cr-00038

**DEFENDANT'S MOTION TO
CONTINUE TRIAL AND RELATED
PRETRIAL DEADLINES**

The Defendant, David Preston George, by and through his attorney, Jennifer A. Braun, respectfully moves this Honorable Court for an Order continuing the trial date, currently set for February 25, 2024, and related pretrial deadlines herein at least ninety (90) days. As grounds for this motion, Defendant states as follows:

1. Mr. George is charged in a four count Indictment with the following offenses:
Transportation of a Minor, Receipt of Images Depicting the Sexual Exploitation of Children, Distribution of Images Depicting the Sexual Exploitation of Children, and Possession of Images Depicting the Sexual Exploitation of Children.
2. Mr. George appeared for his arraignment and initial appearance on March 13, 2024.
3. Since his appearance on the instant case, Mr. George has been detained in U.S. Marshal custody at the Sherburne County Jail in Elk River, Minnesota. As such, it takes counsel additional time and preparation to meet effectively with client.
4. Mr. George requires additional time for negotiations regarding any possible plea agreements, and to prepare for trial.
5. Defense counsel has discussed this motion with Mr. George and informed him of his rights under the Sixth Amendment and the Speedy Trial Act. Mr. George has been

informed that the delay occasioned by this motion is excluded from counting under the Speedy Trial Act. Mr. George said he would waive his speedy trial rights and has executed a written waiver form, which will be filed forthwith.

6. Defense counsel has discussed this motion with Assistant United States Attorney Gary Delorme, and he has stated that the government does not object to the continuance. Mr. George understands that this will likely be the last continuance that the government would be agreeable to.

For the reasons stated herein, Mr. George submits that the ends of justice would be served by granting a continuance in this case, because the failure to grant such a continuance would deny Mr. George reasonable time necessary for effective preparation. Defense counsel represents to the Court that this motion is made neither for purposes of undue delay nor other improper reason. Counsel makes this request for the Defendant in order to have the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

Dated this 16th day of December, 2024.

Respectfully submitted,

/s/ Jennifer A. Braun
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